1 Honorable Benjamin H. Settle 2 3 4 5 6 7 UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON 8 AT TACOMA 9 10 KELLEY CALDWELL, 11 NO. C19-6095 BHS Plaintiff, 12 V NOTICE OF APPEARANCE 13 THOMAS MODLY, Acting Secretary of 14 the Navy, 1 15 Defendant. 16 17 18 PLEASE TAKE NOTICE that Defendant Modly, in the above-entitled cause of 19 action, without waiving objections to, inter alia, service, venue, or jurisdiction, hereby 20 enters an appearance by and through the attorneys of record listed below: 21 PATRICIA D. GUGIN, WSBA #43458 22 **Assistant United States Attorney** United States Attorney's Office 23 1201 Pacific Avenue, Ste. 700 24 Tacoma, WA 98402 Phone: 253-428-3832 25 Fax: 253-428-3826 26 27 ¹ Thomas Modly is now Acting Secretary of the Department of the Navy, so pursuant to Fed. R. Civ. P. 25(d), he is 28 automatically substituted as the proper party.

NOTICE OF APPEARANCE C19-6095 BHS 1

UNITED STATES ATTORNEY 1201 PACIFIC AVE., STE. 700 TACOMA, WASHINGTON 98402 (253) 428-3800

1 2 You are advised that notice of all future pleadings, notices, documents, or other 3 paper herein, exclusive of original process, may be made upon Defendant by serving the 4 undersigned attorneys at the address stated below. 5 6 DATED this 8th day of January, 2020. 7 8 Respectfully submitted, 9 10 BRIAN T. MORAN 11 **United States Attorney** 12 /s/ Patricia D. Gugin 13 PATRICIA D. GUGIN, WSBA #43458 Assistant United States Attorney 14 United States Attorney's Office 15 1201 Pacific Avenue, Ste. 700 Tacoma, WA 98402 16 Phone: 253-428-3832 17 Fax: 253-428-3826 18 E-mail: pat.gugin@usdoj.gov 19 20 21 22 23 24 25 26 27 28

1 CERTIFICATE OF SERVICE 2 The undersigned hereby certifies that he/she is an employee/contractor in the Office of the United States Attorney for the Western District of Washington and is a 3 4 person of such age and discretion as to be competent to serve papers. 5 It is further certified that, on this date, I electronically filed the foregoing with the 6 Clerk of the Court using the CM/ECF system, which will send notification of such filing 7 to the following CM/ECF participant(s): 8 9 Chalmers C. Johnson Chalmers@gsjoneslaw.com 10 11 I further certify that on this date, I mailed by United States Postal Service the 12 foregoing to the following non-CM/ECF participant(s)/CM/ECF participant(s), addressed 13 as follows: 14 15 -0-16 Dated this 8th day of January, 2020. 17 18 /s/ Rebecca L. Clauson 19 Rebecca L. Clauson, Legal Assistant 20 United States Attorney's Office 1201 Pacific Ave., Ste. 700 21 Tacoma, WA 98402 22 Telephone: (253) 428-3800 Facsimile: (253) 428-3826 23 E-mail: Rebecca.clauson@usdoj.gov 24 25 26 27 28